

STATE OF NEW YORK COUNTY OF
UNITED STATES DISTRICT COURT
DISTRICT: SOUTHERN DISTRICT OF NEW YORK



INDEX #: 07-CV-7222
Date Filed: August 14, 2007

ATTORNEY(S): n PH: 908-686-7300

ADDRESS: NEW JERSEY LAWYERS SERVICE UNION NJ 07083 File No. 49526

FELIPE ROMERO, ET AL

VS

FLAUM APPETIZING CORP., ET AL

Plaintiff(s)/Petitioner(s)

Defendant(s)/Respondent(s)

STATE OF NEW YORK, COUNTY OF NASSAU, SS.:

AFFIDAVIT OF SERVICE

LEONARD SAFRAN, being duly sworn deposes and says: Deponent is not a party herein, is over 18 years of age and resides in New York State. On Tuesday, December 18, 2007 at 7:09 AM, at 288 SCHOLLES STREET, Brooklyn, NY, deponent served the within Summons in a Civil Action and Complaint

on: FLAUM APPETIZING CORP, Defendant therein named.

#1 INDIVIDUAL ☐ By delivering a true copy of each to said recipient personally; deponent knew the person served to be the person described as said person therein.

#2 CORP. ☒ By delivering thereat a true copy of each to MR. AVI personally, deponent knew said Domestic Corporation so served to be the Domestic Corporation described in same as said recipient and knew said individual to be the managing/authorized agent of the Domestic Corporation, and said person stated that he/she was authorized to accept service on behalf of the Domestic Corporation.

#3 SUITABLE AGE PERSON/PARTNERSHIP ☐ By delivering a true copy of each to _____, a person of suitable age and discretion. Said premises is recipient's: ☐ actual place of business ☐ dwelling house (usual place of abode) within the state.

#4 AFFIXING TO DOOR ☐ By affixing a true copy of each to the door of said premises, which is recipient's: ☐ actual place of business ☐ dwelling house (place of abode) within the state.

Deponent was unable, with due diligence to find recipient or a person of suitable age and discretion, having called thereat

on _____ at _____
on _____ at _____
on _____ at _____
on _____ at _____

Address confirmed by _____

#5 MAIL COPY ☐ On _____, deponent completed service by depositing a true copy of each document to the above address in a 1st Class postpaid properly addressed envelope not indicating that mailing was from an attorney or concerned legal action and marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office in the State of New York.

#6 DESC. ☒ A description of the Defendant, or other person served, or spoken to on behalf of the Defendant is as follows:
Sex: Male Color of skin: White Color of hair: Brown Age: 36-50 Yrs Height: 5' 4" - 5' 8"
(use with #1, 2 or 3) Weight: 131 - 160 Lbs Other Features: _____

#7 WIT. FEES ☐ the authorized witness fee and / or traveling expenses were paid (tendered) to the recipient.

#8 MIL. SRVC ☐ Your deponent asked the person spoken to whether defendant was in the active military service of the United States or N. Y. State; and received a negative reply. Upon information and belief I have; being based on the conversations & observations above narrated, defendant is not in the military service.

#9 OTHER ☐

Sworn to before me on December 20, 2007

VANESSA JOHNSON
NOTARY PUBLIC, State of New York
No. 01J06168083, Qualified in Kings County
Term Expires May 14, 2011

LEONARD SAFRAN
Server's Lic # 0741423
Invoice-Work Order # 0147858

Dec. 14, 2007 2:26PM

DAVID TYKULSKER & ASSOCIATES

DEC 14 2007 03:52pm

Dec 14 2007 05:07pm P003

No. 0733 P. 5

SD 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE

Service of the Summons and complaint was made by me ⁽¹⁾	DATE Tuesday, December 18, 2007
NAME OF SERVER (PRINT) Leonard Schran	TITLE
Check one box below to indicate appropriate method of service	
<input type="checkbox"/> Served personally upon the defendant. Place where served:	
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:	
<input type="checkbox"/> Returned unexecuted:	
<input checked="" type="checkbox"/> Other (specify): Mr. Av. managing/authorized agent	

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL \$0.00
--------	----------	--------------

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on

12/20/07
Date

Signature of Server

Leonard Schran

3411 Elliott Blvd Oceanside, NY 11572
Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.